IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ife the Application of:

Gary W. Gallupe

Group Art Unit: 2121

Application No.: 10/748,841

Examiner:

Filed: December 31, 2003

Attorney Dkt. No.: 7534.100

For:

SWIMMING POOL AND SPA HEATER CONTROL SYSTEM AND METHOD

RESPONSE TO NOTICE OF INCOMPLETE REPLY

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

MAIL STOP MISSING PARTS

Sir:

In response to the Notice of Incomplete Reply dated June 22, 2004 (copy attached), the following is enclosed:

 \boxtimes Fourteen (14) Sheets of Drawings

Please charge any fee deficiency or credit any overpayment to Deposit Account No. 50-0548.

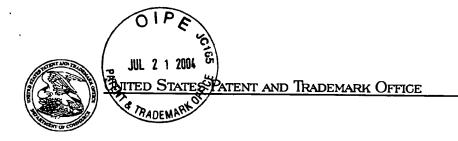
Respectfully submitted,

Date: 7/21/04

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UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/748,841

12/31/2003

Gary W. Gallupe

7534.100

Thomas P. Liniak Liniak, Berenato & White Suite 240 6550 Rock Spring Drive Bethesda, MD 20817

CONFIRMATION NO. 2804 FORMALITIES LETTER *OC000000013030964*

Date Mailed: 06/22/2004

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 06/07/2004 to the Notice to File Missing Parts (Notice) mailed 05/25/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be made on paper that has a white background (see 37 CFR 1.84 (e)). For example, drawings on graph paper, lined paper, or paper that has a non-white background are not acceptable. See Figure(s) 1-7H.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450 -

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Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE